

**DENTISTRY EXAMINING BOARD
REGULAR MEETING
MARCH 5, 2003**

MEMBERS PRESENT: Bruce Barrette, DDS; David Carroll, RDH; Keith Clemence, DDS; Nanette Kosydar Dreves, RDH, Judith Ficks, Wilber Gill, DDS; Karen Jahimiak, DDS, Cathy Schleis, RDH; Arthur Srb, Richard Strand, DDS; and Bruce Wayne Trimble, DDS

STAFF PRESENT: Deanna Zychowski, Bureau Director; Jacquelynn Rothstein, Legal Counsel; Pamela Meicher, Program Assistant and other Division staff for portions of the meeting

GUESTS: Dr. Joseph Best, Marquette University; Mara Brooks, WDA; Peter Theo, WDHA; Linda Jorgenson, WDHA; Emily Kinsell Berger, RDH, BS, WDHA; Mike Donohoo, WDA

CALL TO ORDER

Chair Bruce Barrette called the meeting to order at 8:36 a.m. A quorum of 11 members was present.

PLEDGE OF ALLEGIANCE

The Board gave the pledge of allegiance.

APPROVAL OF AGENDA

Additions to the Agenda:

Stipulation – Gerald O. Gatzke, DDS
Case Status Report
2002 Licensees
Memo on name changes
Informational Items

MOTION: Richard Strand moved, seconded by David Carroll, to approve the agenda as amended. Motion carried unanimously.

SECRETARY DONSIA STRONG HILL

Secretary Donsia Strong Hill gave an overview of her professional background. She indicated there is a need for the Department to become more technologically advanced, fix the website and improve the IVR (Interactive Voice Response) system. Secretary Strong Hill would like to see more cross training in the credentialing department and do something different on how our attorneys and DOE can better track associated costs and assess fees. The Secretary would also like to see building improvements.

Secretary Strong Hill introduced Cathy Pond, Administrator of Credentialing; Patricia Hoeft, Administrator of Board Services; and Mary Woolsey Schlaefter, Deputy Secretary, to the Board.

Cathy Pond has 35 years of civil service experience and is being appointed from within the Department of Regulation and Licensing. Ms. Pond began with DRL in 1991 as an Administrative Assistant Supervisor and most recently was central services supervisor for renewals.

Patricia Hoeft was the assistant director of St. Norbert College Alumni and Parent Relations. She is a former commissioner for the Oneida Gaming Commission.

Mary Schlaefter began her career as an Assistant Attorney General in 1990. Her primary areas of practice have included health care finance and regulation, education law, and civil rights and constitutional litigation. Mr. Schlaefter has represented the Department of Regulation and Licensing in numerous matters over the years.

Judith Ficks, a public member advised the Secretary that the per diem was \$25.00, eight years ago, the same as it is today. Ms. Ficks also has concerns about Board quorums and wanted to know about the new appointments. Ms. Ficks indicated she had concerns about Deanna Zychowski no longer working with the Board in her present capacity.

Nanette Kosydar Dreves expressed the desire to have Deanna Zychowski participate at a level similar to where she has played in the past. Ms. Zychowski is an integral wheel not only to the credentialing function but also a critical part of the Board.

Dr. Barrette has concerns about communications between the Board and the Department. Credentialing is also a concern. The Board has a great comfort level with Ms. Zychowski and she's invaluable to the Board and the Board has been able to delegate many functions to her.

Secretary Strong Hill advised the Board that she answers all her phone calls and is open to luncheon meetings. The Secretary also said that they are working at filling the Bureau Director position with a person that Ms. Zychowski will work closely with. The Secretary does understand that the Board has delegated many authorities to Ms. Zychowski and the Board may wish to take back any delegations that the Board does not feel comfortable leaving with the department.

APPROVAL OF MINUTES JANUARY 8, 2003

Corrections to the minutes:

Page 1 – Replace Jacquelynn Rothstein for William Dusso under “staff present.”

Page 1 – Remove space in Mary CzechMrochinski's last name.

Page 3 – Under Scope Statement to Amend DE 3.02, change the capital P to a small p in the work practice.

Page 4 – Under Vacancies on National Board Test Construction Committees, use a colon instead of a semicolon.

Page 4 – Add “as provided” in second motion before “in Chapter 447”.

Page 5 – Under CRDTS Update, change the sentences to “Richard Strand reported that the meeting will be held March 11-13, 2003, in St. Louis.

Page 6 – Change the fifth motion, 1st sentence to “Judith Ficks moved, seconded by Wilbur Gill to modify the proposed decision and order and review it at the next Board meeting.

Page 6 – Correct Judith Fick’s name in the seventh motion.

Page 7 – Correct the seventh motion, change the work “sent” to “send”.

MOTION: Nanette Kosydar Dreves moved, seconded by Catherine Schleis, to approve the minutes as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF TELEPHONE CONFERENCE CALL OF FEBRUARY 3, 2003

MOTION: Bruce Trimble moved, seconded by David Carroll, to approve the minutes as written. Motion carried unanimously.

PRESENTATION OF PROPOSED STIPULATION

MICHAEL W. BEASLEY, DDS

DOE Attorney Gilbert Lubcke presented a proposed stipulation in the matter concerning Michael W. Beasley, DDS. This matter was deliberated on in closed session.

GERALD O. GATZKE, DDS

DOE Attorney Gilbert Lubcke presented a proposed stipulation in the matter concerning Gerald O. Gatzke, DDS. This matter was deliberated on in closed session.

REPORT ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES

The Board noted the Report.

PRESENTATION BY DR. JOSEPH BEST ON SLEEP SEDATION

Dr. Joseph Best gave a presentation to the Board on sleep sedation. He defined the four levels of sedation and anesthesia which are: minimal sedation, moderate sedation, deep sedation/analgesia and anesthesia. Dr. Best stated that he has concerns with stages 2 and 3 which do require some type of monitoring. Dr. Best also spoke on IV sedation which requires a lot of training and saturation monitoring. Dr. Best would like to see recommended doses and recommended techniques used in sleep sedation.

The Board would like to invite proponents of sleep sedation ads to a Board meeting in the future. The Board would also like to keep in communication with Dr. Best.

Dr. Barrette and the Board thanked Dr. Best for his informative presentation.

CRDTS UPDATE

Richard Strand reported that there is no longer a shortage of dental hygienist examiners. After attending this meeting, Catherine Schleis said that she would like to participate in more than one exam a year. Ms. Schleis said that you learn a great deal and suggests that attendees should be able to work at more than one examination a year, to help retain the new information acquired.

AADE MEETING

Bruce Barrette and Judith Ficks will be attending the next AADE meeting since that is a suggestion made to examiners by CRDTS.

ADJOURN TO CLOSED SESSION

MOTION: Judith Ficks moved, seconded by Catherine Schleis, to adjourn to closed session pursuant to Wisconsin State Statutes 19.85(1)(a)(b)(f) and (g) for the purpose of reviewing applications, deliberation of proposed stipulations, deliberation of proposed order, deliberation of proposed decision, considering requests for stays of suspension, requests for full licensure, completion of board order, approve an administrative warning, meeting with the Division of Enforcement and consulting with Legal Counsel. Roll call vote: Bruce Barrette – yes; David Carroll – yes; Keith Clemence – yes; Nanette Kosydar Dreves – yes; Judith Ficks – yes, Wilber Gill – yes; Karen Jahimiak – yes; Catherine Schleis – yes; Arthur Srb – yes, Richard Strand – yes; and Bruce Wayne Trimble – yes. Motion carried unanimously.

Open session adjourned at 10:27 a.m.

RECONVENE INTO OPEN SESSION

MOTION: Keith Clemence moved, seconded by Catherine Schleis, to reconvene into open session. Motion carried unanimously.

Reconvened to open session at 1:42 p.m.

VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION

APPLICATION REVIEWS

JOHN LUTHER, DDS

MOTION: Richard Strand moved, seconded by Arthur Srb to approve the application of John Luther, DDS. Motion carried unanimously.

NORMUD AUZINS, DDS

MOTION: Bruce Trimble moved, seconded by Nanette Kosydar Dreves to approve the application of Normud Auzins, DDS. Motion carried unanimously.

WENDI K. PENDERGRAFT, RDH

MOTION: Nanette Kosydar Dreves moved, seconded by Karen Jahimiak to approve the application of Wendi K. Pendergraft, RDH. Motion carried unanimously.

PROPOSED STIPULATIONS

MICHAEL BEASLEY, DDS

MOTION: Nanette Kosydar Dreves moved, seconded by Richard Strand to adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter concerning Michael Beasley, DDS. Case advisor Bruce Trimble was absent during deliberations and abstained from voting on this matter. Motion carried.

GERALD O. GATZKE, DDS

MOTION: Richard Strand moved, seconded by Judith Ficks to reject the Stipulation in the matter of Gerald O. Gatzke, DDS, and recommend a forfeiture of \$500.00. Case advisor Catherine Schleis was absent during deliberations and abstained from voting on this matter. Motion carried.

RADE LATINOVICH, DDS

MOTION: Judith Ficks moved, seconded by Catherine Schleis to adopt the Statements of Fact, Conclusions of Law, and Order in the matter of Rade Latinovich, DDS. Case advisor Bruce Barrette was absent during deliberations and abstained from voting on this matter. Motion carried.

NILES K. BAKKE, DDS

MOTION: Judith Ficks moved, seconded by Catherine Schleis to adopt the Findings of Fact, Conclusions of Law, and Order in the matter of Niles K. Bakke, DDS. Case advisor Nanette Kosydar Dreves was absent during deliberations and abstained from voting on this matter. Motion carried.

REQUEST FOR FULL LICENSURE

LEON CUMMINGS, DDS

MOTION: Judith Ficks moved, seconded by Richard Strand to grant a limited license to Leon Cummings, DDS. Vote taken: Bruce Barrette-no, David Carroll-yes, Keith Clemence-yes, Nanette Kosydar Dreves-no, Judith Ficks-yes, Wilber Gill-yes, Karen Jahimiak-yes, Catherine Schleis-yes, Arthur Srb-yes, Richard Strand-yes, Bruce Trimble-yes. Motion carried.

CRAIG MOON, DDS

MOTION: Bruce Trimble moved, seconded by Karen Jahimiak to grant full licensure to Craig Moon, DDS. Motion carried unanimously.

MARGARET ABOAGYE, DDS

MOTION: Karen Jahimiak moved, seconded by David Carroll to grant full licensure to Margaret Aboagye, DDS. Motion carried unanimously.

REQUEST FOR STAYS OF SUSPENSION

BLAIR D. MOLDENHAUER, DDS

MOTION: Nanette Kosydar Dreves moved, seconded by Judith Ficks to grant a three month stay of suspension in the matter of Blair D. Moldenhauer, DDS. Vote taken: Bruce Barrette-no, David Carroll-yes, Keith Clemence-yes, Nanette Kosydar Dreves-no, Judith Ficks-yes, Wilber Gill-yes, Karen Jahimiak-yes, Catherine Schleis-no, Arthur Srb-yes, Richard Strand-yes, Bruce Trimble-yes. Motion carried

MOTION: Wilber Gill moved, seconded by Judith Ficks that Blair D. Moldenhauer, DDS, shall submit the name of a treatment provider for the Board's approval prior to its next meeting. Upon approval, the treatment provider shall provide the Board with a second opinion regarding whether Dr. Moldenhauer should be required to participate in an inpatient residential treatment program for addiction. Motion carried unanimously.

JOHN REED, DDS

MOTION: Keith Clemence moved, seconded by Karen Jahimiak to grant a three month stay of suspension in the matter of John Reed, DDS. Motion carried unanimously.

JAMES MARKESON, DDS

MOTION: Judith Ficks moved, seconded by Nanette Kosydar Dreves to grant a three month stay of suspension in the matter of James Markeson, DDS, deny his request for a change in his screening and approve a reduction in his therapy from bi-weekly to once a month and quarterly appointments with Dr. Engle. Motion carried unanimously.

MICHAEL MECIKALSKI, DDS

MOTION: Nanette Kosydar Dreves moved, seconded by Catherine Schleis to grant a four month stay of suspension in the matter of Michael Mecikalski, DDS. Motion carried unanimously.

ADMINISTRATIVE WARNING

MOTION: Nanette Kosydar Dreves moved, seconded by Richard Strand to approve the administrative Warning in the matter of case 02 DEN 111. Case advisor Judith Ficks abstained from voting on this matter. Motion carried.

CASE STATUS REPORT

MOTION: Nanette Kosydar Dreves moved, seconded by Wilbur Gill, to close complaint **02 DEN 106**, for prosecutorial discretion. Motion carried unanimously.

INFORMATIONAL ITEMS

The Board noted the press release of “New OSAP Training Video Ponders If Saliva were Red”. Ms. Dreves will be showing this video to the Department of Enforcement in the near future. The Board also noted the correspondence from Jacquelynn Rothstein to Carolyn Landgraf on the teeth whitening business; and to Philip Taugher, MD, with his concern on dental hygienists performing general anesthesia. Also noted was the letter from the American Dental Hygienists’ Association addressing changes to insurance reporting codes for dental procedures, a letter from AADE explaining their organization, and a letter from Cynthia M. Riffle, DDS and her support of DE 2.015.

ADJOURNMENT

MOTION: Judith Ficks moved, seconded by David Carroll, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 2:13 p.m.